

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) Attorney Docket No.: SOEI0009
)
Jun KASHIMURA et al.) Confirmation No. 2759
)
Serial No.: 10/715,125) Group Art Unit: 1761
)
Filed: November 18, 2003) Examiner: Unassigned
)
For: REDUCER OF BLOOD GLUCOSE) Date: August 16, 2006
LEVEL INCREASE REDUCER OF)
BODY FAT ACCUMULATION AND)
FOOD MATERIAL)

INFORMATION DISCLOSURE STATEMENT

MAIL STOP: Amendment

United States Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. §1.56, this Information Disclosure Statement in connection with the above-identified application is being filed in accordance with 37 C.F.R. §1.97(b):

- ☐ within three months of the filing date of this application (not a C.P.A.);
- ☐ within three months of the date of entry of the National Stage;
- ☒ before the mailing date of a first Office Action on the merits; or
- ☐ before the mailing of a first Office Action on the merits of, after the filing of a Request for Continued Examination (RCE) under §1.114.

A copy of each non-U.S. document identified on the attached Forms PTO/SB/08A and PTO/SB/08B is attached, however, in accordance with Official Gazette Notice dated August 5, 2003, copies of the U.S. patents and patent application publications are not attached.

Foreign Patent Document 1 relates to nutritional compositions for controlling blood

glucose levels. Document 2 relates to a gummy jelly confectionery. Their relevance is believed to be clear from their abstracts. These documents were cited in the attached Notice of Rejection (Non-Patent Literature Document 1). The remaining documents cited in the Notice of Rejection are already of records. Accordingly, no further comment with regard to the disclosures of these documents is believed to be required.

Attached is a copy of a Notice of Rejection issued in the corresponding Japanese application. The Notice of Rejection was and mailed on July 25, 2006, less than three months prior to the filing of this Information Disclosure Statement. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

It is respectfully requested that the attached documents be considered and officially cited, and that the Examiner initial a copy of Forms PTO/SB/08A and PTO/SB/08B, and return them to the undersigned to indicate that the documents have been considered.

It is believed that the present Information Disclosure Statement complies with the requirements of 37 C.F.R. §§ 1.97-8, but should the filing of this paper necessitate a fee, the Director is hereby authorized to charge the necessary fee to Deposit Account No. 50-1281.

Respectfully submitted,

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